IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45175 of 2008
CHANDRA KISHORE TIWARI @ GUTAN TIWARY
Versus
THE STATE OF BIHAR

2/ 25/11/2008. Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends arrest in a police case under Sections- 376/511, 323, 341, 354 and 379 of I.P.C.

The submission is of false implication. The defense is of an earlier legal notice sent by the petitioner to the father-in-law of the complainant for certain money dues. There is no material on record with regard to the mode, method and manner by which such notice was sent.

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This Court is not persuaded to grant the privilege of anticipatory bail. The application is rejected.

If the petitioner surrenders and is present physically when his application for regular bail is moved, along with the proof of such dispatch of the legal notice in accordance with law, his application for regular bail shall be considered on the date that he surrenders

appropriately in accordance with law, without being prejudiced by the present order.

KC **(Navin Sinha, J)**

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